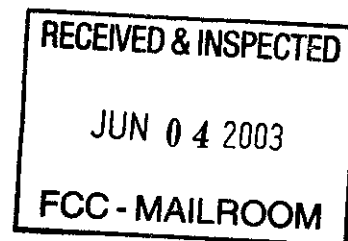


**John A. Coleman**  
CATHOLIC HIGH SCHOOL

5

DOCKET FILE COPY ORIGINAL

May 23, 2003



✓ FCC, Office of the Secretary  
445-12th Street SW  
Washington, DC 20554

RE: Appeal of Administrator's Decision on Appeal - Funding Year 2002-2003 dated April 28,  
2003 Billed Entity Number 13863

Dear Federal Communications Commission:

Please consider further examination of our school's application.

**CC Docket Nos. 96-45 and 97-21**

Thank you for reviewing the enclosed details.

Respectfully,

A handwritten signature in black ink, appearing to read "W. Berardi".

William F. Berardi,  
Chairman, Board of Trustees

pc: Schools & Libraries Division  
Universal Service Administrative Company  
Correspondence Unit - Box 125  
80 South Jefferson Rd  
Whippany, NJ 07981

No. of Copies rec'd \_\_\_\_\_  
List A B C D E \_\_\_\_\_



**Universal Service Administrative Company**  
Schools & Libraries Division

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**Administrator's Decision on Appeal - Funding Year 2002-2003**

April 28, 2003

+ no SLDs - > due 4/27

William Berardi  
John A Coleman Catholic HS  
430 Hurley Ave.  
Hurley, NY 12443

Re:      Billed Entity Number:            13863  
         471 Form Identifier:                0203  
         Funding Request Number(s):       Not Assigned  
         Your Correspondence Dated:       January 15, 2003, March 18, 2003

After thorough review and investigation of all relevant facts, the Schools and Libraries Division ("SLD") of the Universal Service Administrative Company ("USAC") has made its decision in regard to your appeal of SLD's Year 2002 Funding Commitment Decision for the Application Number indicated above. This letter explains the basis of SLD's decision. The date of this letter begins the 60-day time period for appealing this decision to the Federal Communications Commission ("FCC"). If your letter of appeal included more than one Application Number, please note that for each application for which an appeal is submitted, a separate letter is sent.

Funding Request Number:            Not Assigned  
Decision on Appeal:                **Denied in full**  
Explanation:

- You have included on appeal your completed Forms 470, 471 and 486 for Funding Year 2002-2003. Apparently, during the shift in financial responsibilities from the Archdiocese of New York Central Office to your own school business office staffed with volunteers, some E-rate Program paperwork was not transmitted to you. You ask for SLD's consideration in accepting these forms as timely filed.
- Upon review of your appeal, it was determined that your Form 470 and Form 471 applications and certifications were not postmarked prior to the close of the filing window on January 17, 2002. Our records indicate that you filed your Forms 470, 471 and 486 on January 15, 2003, which is after the filing deadline for Funding Year 2002-2003. During initial review, you were contacted for the correct Funding Year in Block 1, Item 2, of your Form 471. Your response confirmed that this was a Form 471 for Funding Year 2002-2003.

- Program rules for Funding Year 2002-2003 require that Form 470 and Form 471 applications and certifications be received no later than January 17, 2002 in order for the Form 471 to be considered for funding. Your appeal has not shown that the request was improperly denied. Consequently, this application will not be data entered and your appeal is denied.

If you believe there is a basis for further examination of your application, you may file an appeal with the Federal Communications Commission (FCC) via United States Postal Service: FCC, Office of the Secretary, 445-12<sup>th</sup> Street SW, Washington, DC 20554. If you are submitting your appeal to the FCC by other than United States Postal Service, check the SLD web site for more information. Please reference CC Docket Nos. 96-45 and 97-21 on the first page of your appeal. **The FCC must RECEIVE your appeal WITHIN 60 DAYS OF THE ABOVE DATE ON THIS LETTER for your appeal to be filed in a timely fashion.** Further information and new options for filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference Area of the SLD web site, [www.sl.universalservice.org](http://www.sl.universalservice.org).

We thank you for your continued support, patience, and cooperation during the appeal process.

Schools and Libraries Division  
Universal Service Administrative Company



**Universal Service Administrative Company**  
Schools & Libraries Division

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March 27, 2003

William F. Bernardi  
John A. Coleman High School  
430 Hurley Ave  
Hurley, NY 12443

William F. Bernardi

The Schools and Libraries Division of the Universal Service ~~Administrative Company~~ has received your correspondence on March 24, 2003 regarding the 2002-2003 funding decision on your 471 application number 266064. These are the steps that will now follow:

1. We will review your correspondence carefully to identify the specific issue(s) it raises.
2. We will consult the program integrity assurance records and all supporting documentation for the application. Our goal is to determine whether the program rules were administered appropriately in processing your application.
3. Once the review process is completed we will respond in writing and state whether your appeal is approved, denied or approved in part. We will then follow with a funding commitment decision letter for any approved appeal resulting in additional discounts for your application. Funds have been set aside to implement funding decisions for appeals approved by the SLD and/or the Federal Communications Commission.

We have begun in-depth review of the appeals we have received, and our goal is to respond to you as promptly as possible. We thank you in advance for your patience as we handle your case with the care and attention it deserves.

Schools and Libraries Division  
Universal Service Administrative Company

**John A. Coleman**  
CATHOLIC HIGH SCHOOL

March 18, 2003

ATT: Box 125 Correspondence Unit  
Universal Service Administrative Company  
Schools & Library Division  
80 South Jefferson Road  
Whippany, NJ 07981

RE: Form 472's  
Entity 13863 Funding Year 4 (2000-2001)

Service Provider 143001192 AT&T \$ 558.99  
143001359 Verizon \$ 817.38

Dear Schools & Libraries Division:

We recently received the enclosed delayed because it was addressed to 100 Jefferson Road?


It appears our late submission for qualified E Rate benefits will not be paid? We filed a qualified appeal dated January 15, 2003(attached).

Additionally we have an outstanding 468 for Funding Year 5 ( 2002-2003) application awaiting an assignment of FRN's for this year. Again - covered in our appeal on January 15<sup>th</sup>.  
Case # 183845.

Please help our school by assisting us in correcting our oversights. These funds are urgently needed by our school.

You may reach me during week at my job 845-338-1619 or fax 845-338-2458, if you need further information.

Thank you,

  
William F. Berardi  
Chairman & Treasurer,  
Board of Trustees  
John A. Coleman Catholic HS

USAC  
S+L  
PO Box 7026  
3833 Greenwood.  
Lawrence KS 66044-7026

Please  
Help Us!

jacerateyr4&5.wpd

# John A. Coleman

## CATHOLIC HIGH SCHOOL

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January 15, 2003 - FAX 973-599-6542

Letter of Appeal  
Schools and Libraries Division  
Box 125 - Correspondence Unit  
80 South Jefferson Rd  
Whippany, NJ 07981

**RE: Year 5 - July 1, 2002 - June 30, 2003    Entity number 13863**

Dear Schools and Libraries:

Thank you for administering this program to benefit thousands of our youth thru assistance to our schools and libraries.

Attached please find our completed Forms 470, 471 and 486 for **Year 5** (2002-2003). We have budgeted our school which has operated independently from the Archdiocese of New York since August 1, 2001 to receive this important aid administered by your program. Apparently the shift in financial responsibilities from a Central Office in New York City for the Archdiocese of New York to our own school business office staffed with volunteers such as myself some important items like the E-Rate program paperwork were not transmitted to us. We ask for your consideration in accepting these as timely filed.

A review of the paperwork recently made available to us indicates that our school had hired a consultant to develop our technology plan and submit the initial application at the start of the program. Additionally Thomas Communications handled the forms filing thru at least December 2001 when the last remittance was received (2000-2001) year 3. We had been continually assured that all necessary filings were prepared and submitted. In fact we have a copy of an acknowledgment of receipt of the year 4 (2001-2002) Form 471 application # 266064 (attached). A 486 was submitted in October 2001, however no records of the 472 were located and we were not able to confirm submission of these to SLD or any service providers. We submitted the 472 for **Year 4** earlier this week albeit late.

We have filed the **Year 6** - July 1, 2003 - June 30, 2004 Forms 470 and 471. We will file our 486 and 472 after June 30, 2005.

Thanks for your consideration!

You may contact me during weekdays at 845-338-1619, or Email Wbera78116@aol.com

  
William F. Berardi  
Chairman, Board of Trustees

JACSLDERATE200203.wpd

Kristie ~~Michael~~ 470  
 S + L (05)  
888 203 8100  
 06

Year 5

Case # 183845

1/3/03 Processing -05 -  
 No # Internet

1/3/03 / New  
 FCL  
 472's  
 to Vendor  
 to sign  
 to sub



Universal Service Administrative Company  
Schools & Libraries Division

FORM 486 RETURN LETTER

February 7, 2003

BILL BERARDI  
JOHN A COLEMAN CATHOLIC HS  
430 HURLEY AVE  
HURLEY, NY 12443

*Handwritten notes:*  
Leads  
Funding Request  
Letter  
486  
486

Re: Applicant's Form 486 Identifier: 0203

Dear BILL BERARDI:

Enclosed you will find an FCC Form 486 Receipt of Service Confirmation Form that you sent to the Schools and Libraries Division (SLD). Unfortunately, we are unable to process your Form. We have included a list of the reason(s) why we were not able to process your Form. We encourage you to review this information and make the necessary corrections or changes to the Form and resubmit your FCC Form 486 to us.

**Reasons Why Your FCC Form 486 is Being Returned to You:**

- The Funding Request Number, Block 3, Item 7(B), of the FCC Form 486 submitted is blank on all lines.

We regret the delay in processing your form. We encourage you to respond to this letter as soon as you are able, by submitting a correct FCC Form 486. If you have any questions about the enclosed information, or you need a clean copy of the FCC Form 486, please visit the SLD Web Site at <http://www.sl.universalservice.org>; or, contact our Client Service Bureau at 888-203-8100. Once you return a correct FCC Form 486 to the SLD, we will process your Form and notify each Service Provider that is listed in this Form of the relevant information for the particular service or group of services being delivered by that Service Provider to you.

Schools and Libraries Division





**Universal Service Administrative Company**  
Schools & Libraries Division

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**FORM 470--Receipt Notification Letter**  
**(Funding Year 5: 07/01/2002--06/30/2003)**

February 03, 2003

JOHN A COLEMAN CATHOLIC HIGH SCHOOL  
BILL BERARD  
430 HURLEY AVE  
HURLEY, NY 12443

Re: Applicant's Form Identifier: 0203  
Form 470 Application Number: 385760000451893  
Entity Number: 13863  
Date Form 470 Posted: 01/30/2003  
Allowable Vendor Selection/Contract Date: 02/27/2003

Dear Applicant:

We are pleased to inform you that the Schools and Libraries Division (SLD) has received your FCC Form 470, "Description of Services Requested and Certification Form," complete with your signed certification. The posting date is noted above. This letter provides important information about the processing of your Form 470 application. Please read this letter carefully and retain it for your records and future reference.

The Form 470 Application Number listed above has been assigned by the SLD and will be used to track your Form 470. This number must be provided on each FCC Form 471, the "Services Ordered and Certification Form," that cites this Form 470. Any applicant who relies on this Form 470 will need to know this Form 470 Application Number. You may wish to share this number with those schools and/or libraries featured in this application to assist them in their preparation of Form 471.

FCC rules require that requests for tariff or month-to-month services and requests for new contractual services be posted on the SLD web site for a period of 28 days before selecting a vendor, to provide for a competitive bidding process. State or local laws may require a longer procurement cycle. This 28-day waiting period must occur before you may execute any contracts for contracted services, before you select your vendor for tariff or month-to-month services, and before you sign and submit your Form 471. In addition, if you are seeking support for the first time for services delivered under a multi-year contract signed on or before July 10, 1997, the SLD cannot process your Form 471 until the 28-day waiting period has elapsed.

The date that contracts can be executed for contracted services or that selection can be made for a vendor providing tariff or month-to-month services is listed above as the "Allowable Vendor Selection/Contract Date."

# new era begins at Coleman

new people have been selected to the board of directors of the to-be-independent Catholic school.

By CYNTHIA WERTHAMER  
Staff Writer

**IN OF ULSTER** — A board of directors is in place for John A. Coleman Catholic High School following a vote by congregants to move ahead in establishing Coleman as an independent Catholic school.

Future Students of Coleman, a group that fought to keep the school open. The New York Archdiocese announced last week that it had accepted a business plan that would allow Coleman, Ulster County's only Catholic high school, to stay open under the direction of an independent board of trustees. The archdiocese, which has run Coleman for 34 years, announced in February that it would close the school because of declining enrollment and mounting debt, but a grassroots local effort that included a considerable amount of fund-raising saved the school.

Also holding seats will be the archdiocesan area coordinator, now Monsignor William E. Williams, and the president of Coleman's parents' association, currently Karen Griem. Board members were elected by the

15-member steering committee of Future Students of Coleman. Future Students of Coleman will continue to exist "but will take direction from the board of trustees," said Drouette, who will serve as interim board chairman and will step down as chairman of Future Students of Coleman.

# Community rescues Catholic high school

## ARCHDIOCESE DECISION COLEMAN SAVED

### Coleman backers find hope

Friday  
March 9, 2001  
Kingston, N.Y.  
50c

A group trying to keep Ulster County's only Catholic high school from closing has more time to fine-tune a business plan.

By CYNTHIA WERTHAMER  
Freeman staff

A DELEGATION of local heavy hitters returned from a meeting with officials of the Archdiocese of New York on Thursday with "a glimmer of hope" that John A. Coleman Catholic High School may be able to remain open as an independent Catholic school.

To that end, the advocates said, they are planning to hire a consultant who will work with them to hone the draft business plan they presented to archdiocesan officials. Under the plan, the school would be run by a separate board; with the archdiocese retaining ownership of the land and building on Hurst Avenue in the town of Ulster.

In attendance were Kingston Mayor T.R. Gallo; area businessmen Abel Garaghan and William Berwick; Jack Young, executive director of the YMCA of Kingston and Ulster County; local native

Anne Marie Sweeney, president of Deane Channel Worldwide; and Timothy Drouette, chairman of the grassroots group Future Students of Coleman. All are Coleman group allies except Young and Garaghan, who sent their child to Coleman, the only Catholic high school in Ulster County.

The Archdiocese of New York announced earlier this year that it would close Coleman in June because of declining enrollment and mounting debt.

After Thursday's meeting in New York City, Gallo said, "There are no guarantees, but there is a glimmer of hope. We can't do this without their assistance, and they're willing to listen."

The archbishops representatives at the three-hour meeting were Monsignor Thomas Drouette, vice president of education; two financial officers from the archdiocese's Department of Education; and Catherine Hickey, superintendent of schools for the archdiocese.

"I believe the archdiocese is clear they do not want to sub-

See Coleman, page A8

# Emotions run high at Coleman

Meeting with church officials draws 600

The archdiocese's view for education has been understood the public's anger over the school's impending shutdown, but he offers no indication that the decision will change.

By CYNTHIA WERTHAMER  
Freeman staff

**TURN OF ULSTER** — To many students and staff during Thursday night's meeting at John A. Coleman Catholic High School would be a historic moment.

Throughout the meeting, which attracted more than 600 people to the school gym and overflowed into the hall, many were moved to tears, and parents, students, alumni and community members shared their thoughts and feelings. The school's future would be decided at the end of the 2000-2001 school year.

"To be honest, my heart is with you," said Monsignor Thomas Drouette, vice president of education of the Archdiocese of New York, "where I down up and see the kids with the day after tomorrow."



ABOVE: Monsignor Thomas Drouette, vice president of education for the Archdiocese of New York, addresses the crowd Thursday at John A. Coleman Catholic High School. RIGHT: Coleman students and supporters make their feelings heard.

Like many of people who attended the meeting, which was called by the archdiocese, Drouette was moved by the devotion of students, faculty and staff. "I was moved by the devotion of students, faculty and staff," he said. "I was moved by the devotion of students, faculty and staff."

Deficit of about \$600,000, which would have to be covered from the school's \$2,000 per year for the school to break even, Drouette said. "I was moved by the devotion of students, faculty and staff," he said. "I was moved by the devotion of students, faculty and staff."



the more devotion doesn't stop. Drouette said the archdiocese will review a business plan based on the school's \$2,000 per year for the school to break even, Drouette said. "I was moved by the devotion of students, faculty and staff," he said. "I was moved by the devotion of students, faculty and staff."

After the meeting, Drouette said, "I was moved by the devotion of students, faculty and staff," he said. "I was moved by the devotion of students, faculty and staff."

# All eyes on Coleman tonight

Archdiocese officials will visit ill-fated high school

Archdiocese officials will visit the school tonight to discuss the school's future. The school's future would be decided at the end of the 2000-2001 school year.

The school's future would be decided at the end of the 2000-2001 school year. The school's future would be decided at the end of the 2000-2001 school year.

The school's future would be decided at the end of the 2000-2001 school year. The school's future would be decided at the end of the 2000-2001 school year.

# Parents fight for Coleman

Archdiocese says decision to close high school is final

Parents of Coleman students are fighting the school's closure. The school's future would be decided at the end of the 2000-2001 school year.

The school's future would be decided at the end of the 2000-2001 school year. The school's future would be decided at the end of the 2000-2001 school year.

The school's future would be decided at the end of the 2000-2001 school year. The school's future would be decided at the end of the 2000-2001 school year.

# HIGH SCHOOL CLOSING



Coleman Catholic shuts down in June

The school's future would be decided at the end of the 2000-2001 school year. The school's future would be decided at the end of the 2000-2001 school year.



# Schools & Libraries Division

100 South Jefferson Road  
Whippany, NJ 07981  
973-884-8517  
Fax: 973-884-8023

## FAX TRANSMISSION COVER SHEET


Date: 6/12/2001  
To: Joseph Mannello  
Fax: 845-338-0250  
Contact: Robert Vaughan

YOU SHOULD RECEIVE 1 PAGE(S), INCLUDING THIS COVER SHEET. IF YOU  
DO NOT RECEIVE ALL THE PAGES, PLEASE CALL  
973-884-8517

Joe,

Per our phone conversation today, this fax will confirm that upon receiving the fax from you agreeing to a 25% discount, I will correct your 471 application #266064. This will make John A. Coleman Catholic High School eligible for a 25% discount for E-Rate funding for Funding Year 4 (July 2001 – June 2002).

Thank you,

  
Robert C. Vaughan, Jr.  
Schools & Libraries Division  
(973) 884-8517 – phone  
(973) 884-8023 - fax

### Privilege and Confidentiality Notice

The information in this telecopy is intended for the named recipients only. It may contain information that is privileged, confidential or otherwise protected from disclosure. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution, or the taking of any action in reliance on the contents of this telecopied material is strictly prohibited. If you have received the telecopy in error, please notify us by telephone immediately and mail the original to us at the above address. Thank you.

January 15, 2003 - FAX 973-599-6542

Letter of Appeal  
Schools and Libraries Division  
Box 125 - Correspondence Unit  
80 South Jefferson Rd  
Whippany, NJ 07981

1/24/03  
C-2011  
183845  
Kristine Eicholtz  
(938) 276-9736

**RE: Year 5 - July 1, 2002 - June 30, 2003    Entity number 13863**

Dear Schools and Libraries:

Thank you for administering this program to benefit thousands of our youth thru assistance to our schools and libraries.

Attached please find our completed Forms 470, 471 and 486 for **Year 5** (2002-2003). We have budgeted our school which has operated independently from the Archdiocese of New York since August 1, 2001 to receive this important aid administered by your program. Apparently the shift in financial responsibilities from a Central Office in New York City for the Archdiocese of New York to our own school business office staffed with volunteers such as myself some important items like the E-Rate program paperwork were not transmitted to us. We ask for your consideration in accepting these as timely filed.

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We have filed the **Year 6** - July 1, 2003 -June 30, 2004 Forms 470 and 471. We will file our 486 and 472 after June 30, 2004.

Thanks for your consideration!

You may contact me during weekdays at 845-338-1619, or Email Wbera78116@aol.com

William F. Berardi  
Chairman, Board of Trustees

JACSLDERATE200203.wpd